
Public Utilities Commission of the State of California

William Ahern, Executive Director

Headquarters

505 Van Ness Avenue
San Francisco, CA 94102
(415) 703-2782

Southern California Office

320 West 4th Street, Suite 500
Los Angeles, CA 90013
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Calendar Archive: http://www.cpuc.ca.gov/daily_calendar_archive/

Daily Calendar **Thursday, March 18, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

E-mail: public.advisor@cpuc.ca.gov
toll-free: 1-866-849-8390
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)
TTY: 1-866-836-7825 (toll-free)
1-415-703-5282

REGULAR COMMISSION BUSINESS MEETINGS

April 1, 2004	10 am	San Francisco
April 22, 2004	10 am	San Francisco
May 6, 2004	10 am	San Francisco

COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

March 29, 2004	1:30 pm	San Francisco
April 19, 2004	1:30 pm	San Francisco
May 3, 2004	1:30 pm	San Francisco

OTHER COMMISSION MEETINGS**Notice of Oral Argument – A.02-11-044**

<i>April 14, 2004 1:30 pm – 2:30 pm</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Commission Auditorium (Corner of Van Ness Avenue and McAllister Street) San Francisco</i>
---	--

In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W), for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006.

The oral argument in the above-entitled matter will be held before a quorum of the Commission and Administrative Law Judge Bertram D. Patrick.

NOTICES**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4th Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

Charge for Commission Documents

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

SUBSCRIPTION INFORMATION

For information contact: California Public Utilities Commission
Attention: Poly Arca
505 Van Ness Avenue, Room 1003
San Francisco, CA 94102
Phone: (415) 703-1798
E-mail: pol@cpuc.ca.gov

March 18, 2004 Commissioner Susan Kennedy CPUC Los Angeles Office
320 West Fourth Street, Suite 500
Los Angeles

California Public Utilities Commission
505 Van Ness Avenue, Hearing Room A
(Corner of Van Ness Avenue and Golden Gate)
San Francisco

These workshops will handle the resource adequacy, reserve levels, and deliverability issues discussed in Sections IV.A.8 and 9 of the Commission's January 26, 2004 Procurement decision, D04-01-050. The specific scope for the workshops and prefiled written comments is set in a February 13, 2004 ALJ ruling that can be accessed and downloaded from the Commission's web site by using the following links: (<http://www.cpuc.ca.gov/PUBLISHED/RULINGS/34041.htm> and <http://www.cpuc.ca.gov/PUBLISHED/RULINGS/34146.htm>. Contact: Jim Hendry, Division of Strategic Planning, at (415) 703-2692 or jeh@cpuc.ca.gov.

California Public Utilities Commission
505 Van Ness Avenue, Hearing Room A
(Corner of Van Ness Avenue and McAllister Street)
San Francisco

Page 3

Please click on www.cpuc.ca.gov/static/industry/electric/energy+efficiency/rulemaking/index.htm and scroll to the bottom of the page to link to new and updated documents that will be discussed at the workshop. These documents include: 1) the workshop agenda, 2) an updated "Administration Functions" description that replaces Section A of Attachment 1 of the 2/6/04 ACR, 3) an Administration Functions Flowchart to be viewed in conjunction with the "Admin Functions" document, and 4) bios of two of the authors of the EE admin papers that were referenced in the 2/6/04 ACR. For questions about this workshop, please contact Lainie Motamedi at lrn@cpuc.ca.gov or (415) 703-1764.

Public Workshop Notice – R95-04-043 Nine-Month Phase Batch Hot Cut Performance Measures

March 22, 2004
10 am – 4:30 pm

California Public Utilities Commission
505 Van Ness Avenue, Hearing Room A
San Francisco

The Telecommunications Division will conduct a public workshop as required by Administrative Law Judge (ALJ) Thomas R. Pulsifer's oral ruling of February 11, 2004. In his ruling, ALJ Pulsifer directed parties of R95-04-043 to proceed with a collaborative workshop on Batch Hot Cut (BHC) Performance Measures (PM). The purpose of the workshop is to 1) develop a performance measure proposal for batch hot cuts and ongoing individual hot cuts, 2) determine any necessary incentive mechanisms, 3) identify areas of agreement/disagreement for a workshop report, and 4) establish a procedural framework for further development and incorporation into the OSS/OII Joint Partial Settlement Agreement. Those attending the workshop are requested to submit, by March 15, 2004, a BHC PM proposal or a counterproposal to the January 30th SBC proposal. Results of the workshop shall be utilized in both the Triennial Review Order (R95-04-043) and OSS/OII proceedings. Contact: Phil Enis at (415) 703-1633 or pje@cpuc.ca.gov.

Public Meeting Notice – Deaf and Disabled Telecommunications Program

California Relay Service Advisory Committee (CRSAC)
March 26, 2004
10 am – 4 pm

DDTP Office
505 14th Street, Suite 400
Oakland

The CRSAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:
PUBLIC MEETING AGENDA

I. Routine Business, A. Introductions, B. Agenda Modifications and Approval, C. Review of Minutes of the Previous Meeting, D. Review and Action on Action Items, E. CRS Contract Manager's Report, F. CRS Report, 1. Data Report – Sprint, 2. Data Report – MCI, 3. Speech-to-Speech Report, G. DDTP Staff Reports, 1. Field Operations, 2. Consumer Affairs, 3. Outreach, 4. Marketing, H. Telecommunications Division Report, II. Public Input – Afternoon Session, III. Status of New CRS Contracts, IV. Update on CapTel Trial Program, V. Reporting Overview, VI. Report from TADDAC Representative, VII. Adding Abbreviated Dialing to CRS, VIII. Spanish Translation Policy Procedures, IX. Member Reports, X. Future Meetings and Locations, XI. Adjournment

Meeting Information: For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

Environmental Notice: People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

Workshop - Future Commission Policies on Energy Efficiency Program Evaluation, Measurement, and Verification: Performance Basis and Measurement/Verification Protocols Associated With Resource Programs (R01-08-028)

April 2, 2004
9 am - 4 pm

California Public Utilities Commission
505 Van Ness Avenue, Training Room
(Corner of Van Ness Avenue and McAllister Street)
San Francisco

This workshop is the first of a series of workshops to be scheduled for the purpose of soliciting public input and facilitating a discussion of the California Public Utilities Commission's (Commission) energy efficiency program evaluation priorities. This workshop will focus on two areas of evaluation: (1) Defining the appropriate basis for evaluating the performance of energy efficiency resource programs (referred to as "performance basis"); and (2) Defining the appropriate approach to measuring the performance basis for energy efficiency resource programs. The Assigned Commissioner Ruling (ACR) dated 2/06/04 in R01-08-028 provides further description and additional information about the topics to be addressed at this workshop. For questions about this workshop, please contact Eli Kollman at ewk@cpuc.ca.gov or (415) 703-5649.

Workshop Notice – Low Emission Vehicle (LEV) programs

April 29, 2004
9:30 am – 4:30 pm

April 30, 2004, if necessary
9:30 am – 4:30 pm

State of California Office Building
Milton Marks Conference Center
455 Golden Gate Avenue, San Diego Room A/B
San Francisco

Energy Division will be conducting a workshop to consider criteria for authorizing ratepayer funded utility LEV programs pursuant to D03-10-086. Staff contact Eugene Cadenasso, 415-703-1214, cpe@cpuc.ca.gov.

**NOTICE OF DRAFT RESOLUTIONS
(Pursuant to PU Code § 311(g))**

Draft Resolution Authorizing Revising Maximum Rate Tariff 4 Available For Public Review And Comment

A draft resolution (TL-19040) of the Consumer Protection and Safety Division that revises Maximum Rate Tariff 4 (MAX 4) will be on the April 22, 2004, Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on Resolution TL-19040, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

MAX 4 contains maximum rates, rules, and regulations applicable to the transportation of used household goods can personal effects by household goods carriers. The proposed tariff revisions implement provisions of Assembly Bill 845.

The draft resolution is available for review and comment. A copy may be obtained from, and any subsequent written comments should be submitted to:

Paul Wuerstle, Manager
CPSD – Transportation Enforcement
California Public Utilities Commission
505 Van Ness Avenue, 2nd Floor
San Francisco, CA 94102
Telephone: (415) 703-2183

An original and 2 copies of comments must be received by the Consumer Protection and Safety Division by April 6, 2004. Comments shall be limited to 5 pages in length and shall focus on factual, legal or technical error in the proposed resolution. Late filed comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments late, together with the proposed comments, may be filed. An accompanying declaration under penalty of perjury shall also be submitted setting forth all reasons for the late submission.

NEW FILINGS

3/15/04 **(ECP) C04-03-018** – Daniel M. Schwartz vs. Pacific Bell Telephone Company dba SBC California, for wrongful toll charges for the amount of \$648.63.

PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

**DRAFT DECISIONS * PROPOSED DECISIONS * ALTERNATES * PRESIDING OFFICER'S DECISION *
ARBITRATOR'S REPORTS**

3/17/04 **A.01-03-008** Application of Pacific Gas & Electric Company (U 39 E) for Commission Approval for Irrevocable Lease for Metromedia Fiber Network Services, Inc. to User Fiber Optic Cable on Certain PG&E Transmission Facilities Under Terms of an Optic Fiber Installation and IRU Agreement;
Alternate Draft Decision of Commissioner Kennedy

ADVICE LETTER FILINGS

NONE

**MISCELLANEOUS TRANSPORTATION ITEMS
Filings with Consumer Protection and Safety Division**

NONE

MISCELLANEOUS TELECOMMUNICATION MATTERS

NONE

TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

3/8/04 ALJ Brown	R.01-10-024 (SDG & E RFP) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.
3/16/04 ALJ Simon	C.02-11-011 - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C) Defendant.

ADJOURNMENTS * RESETTINGS * HEARINGS CONCLUDED

ALJ Reed	Correction to the Daily Calendar of 3/17/04 A.99-03-025 - In the Matter of the Application of Roseville Telephone Company (U 1015 C) to Review Its New Regulatory Framework, Prehearing Conference held and concluded
ALJ Walker	Correction to the Daily Calendar of 3/17/04 C.02-07-044 - The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants, Law and Motion Hearing held and concluded

ALJ Vieth	A.03-10-057 - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief, Public Participation Hearing in Rancho Cordova held and no report given
ALJ Patrick	C.04-02-009 - Mary Ann and Richard Dal Porto, Complainants, vs. SBC Pacific Bell, Defendant, Expedited Complaint Proceeding Hearing held and concluded
ALJ Gottstein	R.01-08-028 - Order Instituting Rulemaking to Examine the Commission's Future Energy Efficiency Policies, Administration and Programs, Workshop held and continued to March 18

REMOVALS FROM CALENDAR

NONE

NEW SETTINGS

4/15/04 10:00 a.m. ALJ Patrick	C.04-03-018 (ECP) - Daniel M. Schwartz, Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant, Commission Courtroom, San Francisco
---	---

LAW AND MOTION

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

3/16/04 10:00 a.m. ALJ Walker Comr Brown	C.02-07-044 (LM) - The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants, Commission Room 5106, San Francisco
--	--

3/22/04 10:00 a.m.	NONE SCHEDULED
------------------------------	----------------

3/29/04 10:00 a.m.	NONE SCHEDULED
------------------------------	----------------

4/5/04 10:00 a.m.	NONE SCHEDULED
-----------------------------	----------------

FINAL ORAL ARGUMENTS (FOA)

NONE

HEARINGS

Dates in parentheses following the word “also” are subject to change without notice. The assigned Commissioner’s name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference
(EH) = Evidentiary Hearing
(PPH) = Public Participation Hearing
(IAM) = Initial Arbitration Meeting
(M) = Mediation

(ECP) = Expedited Complaint Procedure
(OSC) = Order to Show Cause
(WS) = Workshop
(FPH) = Full Panel Hearing
(AH) = Arbitration Hearing

(CA) = Closing Argument
(LM) = Law & Motion
(OA) = Oral Argument

3/18/04 **R.01-08-028 (WS)** - Order Instituting Rulemaking to Examine the Commission’s Future Energy Efficiency Policies, Administration and Programs,
 9:00 a.m. **Commission Courtroom, San Francisco**
 ALJ Gottstein
 Comr Kennedy

3/19/04 **A.03-10-017 (PHC)** - Application of California Water Service Company (U 60 W) for an Order
 10:00 a.m. - Authorizing it to Increase Rates for Water Service in its South San Francisco District, and
 12:00 p.m. **A.03-10-018** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 ALJ Thorson Increase Rates for Water Service in its Stockton District, and
 Comr Kennedy **A.03-10-019** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Mid-Peninsula District, and
 A.03-10-020 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Salinas District, and
 A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Bakersfield District, and
 A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Salinas District (excluding the service areas of the County
 Meadows Mutual Water System and the Indian Springs Mutual Water System),
 Commission Courtroom, San Francisco

3/22/04 **A.03-10-017 (WS)** - Application of California Water Service Company (U 60 W) for an Order
 3:00 p.m. - Authorizing it to Increase Rates for Water Service in its South San Francisco District, and
 5:00 p.m. **A.03-10-018** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 ALJ Thorson Increase Rates for Water Service in its Stockton District, and
 Comr Kennedy **A.03-10-019** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Mid-Peninsula District, and
 A.03-10-020 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Salinas District, and
 A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Bakersfield District, and
 A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to
 Increase Rates for Water Service in its Salinas District (excluding the service areas of the County
 Meadows Mutual Water System and the Indian Springs Mutual Water System),
 Commission Room 5012, San Francisco

- 3/23/04**
9:00 a.m. -
3:00 p.m.
ALJ Thorson
Comr Kennedy
- A.03-10-017 (EH)** - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its South San Francisco District, and
A.03-10-018 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Stockton District, and
A.03-10-019 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Mid-Peninsula District, and
A.03-10-020 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District, and
A.03-10-021 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Bakersfield District, and
A.03-10-031 - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Salinas District (excluding the service areas of the County Meadows Mutual Water System and the Indian Springs Mutual Water System),
Commission Courtroom, San Francisco
(also March 24 – 26 and March 29 - 30)
- 3/23/04**
10:00 a.m.
ALJ Koss
Comr Brown
- C.03-07-040 (EH)** - City of Anaheim, Complainant, vs. Union Pacific Railroad Company, Defendant,
Commission Courtroom, San Francisco
- 3/24/04**
10:00 a.m.
ALJ Walker
Comr Kennedy
- C.03-12-037 (PHC)** - Gerald Cheney & O'Brien-Cheney, Inc., Complainants, vs. Pacific Gas & Electric, Defendant,
Commission Courtroom, San Francisco
- 3/25/04**
5:30 p.m.
ALJ Malcolm
Comr Kennedy
- A.03-03-043 (PHC)** - In the Matter of the Application of SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) for a Permit to Construct Electrical Facilities With Voltages Between 50 kV and 200 kV: Viejo System Project,
Mission Viejo City Hall Council Chamber, 200 Civic Center, Mission Viejo, CA
- 3/25/04**
10:00 a.m.
ALJ O'Donnell
Comr Brown
- A.04-02-026 (PHC)** – Application of Southern California Edison Company (U 338-E) for Authorization: (1) to replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2& 3) steam generators; (2) establish ratemaking for cost recovery; and (3) address other related steam generator replacement issues,
Commission Courtroom, San Francisco
- 3/26/04**
12:00 noon
ALJ Barnett
- C.03-12-025 (ECP)** - Sergio A. Rojo, Complainant, vs. AT & T Wireless, Defendant,
Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
- 3/30/04**
9:00 a.m.
ALJ Bushey
Comr Lynch
- C.04-01-027 (ECP)** - Ferma Corporation, JS Cole Company, and SRDC, Inc., Complainants, vs. Pacific Centrex Services, Defendant,
Commission Courtroom, San Francisco
- 3/30/04**
10:00 a.m.
ALJ Simon
Comr Brown
- A.03-10-052 (PHC)** - In the Matter of the Application of the City of San Clemente for an order authorizing the construction of five, permanent one-track at-grade crossings and three permanent one-track grade separated crossings and improvement of three existing crossings for the San Clemente Pedestrian Trail, known as the San Clemente Beach Safety Enhancement Project located on the Southern California Regional Rail Authority Orange Subdivision between railroad mile post 204.0 and 206.0 in the City of San Clemente, County of Orange, California,
Commission Courtroom, San Francisco

- 4/5/04**
9:00 a.m.
ALJ Wong
Comr Peevey
A.03-08-004 (EH) - Application of Pacific Gas and Electric Company for Adoption of its 2004 Energy Resource Recovery Account (ERRA) Forecast Revenue Requirement, for Review of Contract Administration, Least Cost Dispatch and Procurement Activities during the Record Period January 1, 2003, Through May 31, 2003, and for Approval of its 2004 Ongoing Competition Transition Charges (CTC) Revenue Requirement and Proposed Rate Design. (U 39 E),
Commission Courtroom, San Francisco
(also April 6 - 8)
- 4/7/04**
11:00 a.m.
ALJ Malcolm
Comr Peevey
R.03-08-018 (PHC) - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,
Commission Courtroom, San Francisco
- 4/8/04**
10:00 a.m.
ALJ Allen
Comr Peevey
R.01-10-024 (PHC) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,
Commission Courtroom, San Francisco
- 4/8/04**
10:00 a.m.
ALJ Bushey
Comr Brown
R.03-09-005 (OA) - Order Instituting Rulemaking on the Commission's Own Motion to Evaluate Existing Practices and Policies for Processing General Rate Cases and to Revise the General Rate Case Plan for Class A Water Companies,
Commission Courtroom, San Francisco
- 4/12/04**
9:30 a.m.
ALJ Simon
Comr Kennedy
A.03-01-013 (EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, and
A.03-07-049 - Application of the Pasadena Avenue Monterey Road Committee and City of South Pasadena for Variance of General Order 75-C, and
A.03-07-050 - In the Matter of the Application of the City of South Pasadena for Approval of Ordinance 2121 Relating to Limitations of Train Speeds Pursuant to Section 7658 of the California Public Utilities Code,
Commission Courtroom, San Francisco
(also April 13 - 16)
- 4/12/04**
10:00 a.m.
ALJ Fukutome
Comr Peevey
A.03-10-022 (Reasonableness Phase) (EH) - Application of Southern California Edison Company (U 338-E) For Approval of its 2004 Revenue Requirement and Related Estimates Under the Energy Resource Recovery Account (ERRA); And For a Commission Finding that its Procurement-Related and Other Operations were Reasonable for the Record Period September 1, 2001 Through June 30, 2003,
Commission Courtroom, San Francisco
(also April 13 - 16)
- 4/14/04**
9:00 a.m.
ALJ Vieth
Comr Wood
A.03-10-006 (EH) - In the matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service by \$15,377,000 or 19.34% in 2004; by \$6,642,000 or 6.98% in 2005; and by \$6,629,700 or 6.51% in 2006 in its Metropolitan Service Area,
Commission Courtroom, San Francisco
(also April 15 - 20)
- 4/14/04**
1:30 p.m. -
2:30 p.m.
ALJ Patrick
Comr Peevey
A.02-11-044 (OA) - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in 2005, and \$3,079,900 or 6.4% in 2006,
Commission Auditorium, San Francisco

- 4/15/04**
10:00 a.m.
ALJ O'Donnell
Comr Brown
A.04-01-009 (PHC) – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant, and
A.04-02-026 - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,
Commission Courtroom, San Francisco
- 4/15/04**
10:00 a.m.
ALJ Patrick
C.04-03-018 (ECP) - Daniel M. Schwartz, Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant,
Commission Courtroom, San Francisco
- 4/21/04**
10:00 a.m.
ALJ Koss
Comr Peevey
C.03-08-030 (EH) – County of Los Angeles, Complainant, vs. Union Pacific Railroad Company, Defendant,
Commission Courtroom, San Francisco
- 4/22/04**
11:00 a.m.
ALJ Econome
Comr Brown
I.04-02-008 (PHC) - In the Matter of the Order Instituting Investigation on the Commission's Own Motion, Notice of Opportunity for To Be Heard, and Order to Show Cause Regarding the Operations and Practices of Arnold Ray Baeza, an Individual Doing Business as Best Movers,
Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
- 4/22/04**
1:00 p.m.
ALJ Econome
Comr Brown
C.03-11-019 (EH) - Francis J. Belanger, dba J&S Machine, Complainant, vs. Southern California Edison Company, Defendant,
Commission Courtroom, State Office Building, 320 West 4th Street, Suite 500, Los Angeles, CA
- 4/26/04**
10:00 a.m.
ALJ Walker
Comr Brown
C.02-07-044 (EH) – The Utility Consumers' Action Network (UCAN), Complainant, v. Pacific Bell Telephone Company, AOL-Time Warner, Inc., Does 1-100, Defendants,
Commission Courtroom, San Francisco
(also April 27 - 30)
- 4/26/04**
12:00 noon
ALJ Barnett
C.04-02-018 (ECP) - Brian and Lisa Schoenfeld, Complainants, vs. Pacific Gas and Electric Company, Defendant,
Department of Transportation, District 5 – Sycamore Room, 50 Higuera Street, San Luis Obispo, CA
- 4/26/04**
10:00 a.m.
ALJ TerKeurst
Comr Lynch
I.02-11-040 (EH) (Phase I. A) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and
I.03-02-033 - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities,
Commission Courtroom, San Francisco
(also April 27 - 30; May 3 – 7; and May 10 – 14)
- 4/27/04**
10:00 a.m.
ALJ Malcolm
Comr Lynch
A.03-07-036 (EH) - In the Matter of the Application of California American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Los Angeles Division to increase revenues by \$1,354,500 or 7.56% in the year 2004, \$842,100 or 4.86% in the year 2005, and \$1,052,000 or 5.22% in 2006,
Commission Courtroom, San Francisco
(also April 28)

- 5/4/04**
2:00 p.m.
ALJ Barnett
Comr Wood
C.01-09-011 (PHC) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, and
C.01-01-032 - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant,
Commission Courtroom, San Francisco
- 5/4/04**
9:00 a.m. -
12:00 p.m.
ALJ Thorson
Comr Brown
I.03-10-038 (PHC) - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,
Commission Courtroom, San Francisco
- 5/7/04**
10:00 a.m.
ALJ Mattson
Comr Wood
A.00-07-013 (PHC) - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),
Commission Courtroom, San Francisco
- 5/10/04**
9:00 a.m. -
12:00 p.m. and
1:30 p.m. -
3:00 p.m.
ALJ Thorson
Comr Brown
I. 03-10-038 (EH) - Investigation on the Commission's Own Motion into the Operations and Practices of the Conlin-Strawberry Water Co. Inc. (U-177-W), and its Owner/Operator, Danny T. Conlin; Notice of Opportunity for Hearing; and Order to Show Cause Why the Commission Should Not Petition the Superior Court for a Receiver to Assume Possession and Operation of the Conlin-Strawberry Water Co. Inc. pursuant to the California Public Utilities Code Section 855,
Commission Courtroom, San Francisco
(also May 11 – 14)
- 5/12/04**
9:00 a.m.
ALJ Wong
Comr Peevey
A.03-08-004 (EH) - Application of Pacific Gas and Electric Company for Adoption of its 2004 Energy Resource Recovery Account (ERRA) Forecast Revenue Requirement, for Review of Contract Administration, Least Cost Dispatch and Procurement Activities during the Record Period January 1, 2003, Through May 31, 2003, and for Approval of its 2004 Ongoing Competition Transition Charges (CTC) Revenue Requirement and Proposed Rate Design. (U 39 E),
Commission Courtroom, San Francisco
(also May 13 - 14)
- 5/18/04**
10:00 a.m.
ALJ Prestidge
Comr Lynch
C.04-01-020 (EH) - Almond Tree Hulling Co.; Arakelian Farms; Baugher Ranch; Beretta Property Management; Campos Brothers Farms; Central California Almond Growers Association; Central Valley Almond Association, Inc.; CF Koehen & Sons, Inc.; Dairyland Hullers; Farmers Cooperative; Harriet Baldwin; Harris-Woolf Almond Huller; Hashem Naraghi; Hilltop Circle L. Ranch; James M. Paiva; James R. Lewis Orchards Inc.; John Wynn; Minturn Almond Huller Co-OP, Inc.; North State Hulling Co-Op, Inc.; Pacific Almond Co.; Paramount Farms, Inc.; Paramount Farming Company; Parreira Almond Processing Co.; Peter D. Peterson; Stewart and Jasper Orchards; South Valley Farms; Strain Orchards; The Hulling Company, Inc.; TM Duche Nut Co. Inc.; Vernon Paddock; West Valley Hulling/Barry Baker; Xcel Shelling, LLC., Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,
Commission Courtroom, San Francisco
(also May 19)
- 5/24/04**
10:00 a.m.
ALJ Malcolm
Comr Peevey
R.03-10-003 (EH) - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,
Commission Courtroom, San Francisco
(also May 25 - 27)

- 5/25/04**
10:00 a.m.
ALJ Long
Comr Wood
A.02-12-027 (PHC) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,
Commission Courtroom, San Francisco
- 6/1/04**
9:00 a.m.
ALJ Vieth
Comr Peevey
A.03-10-057 (EH) - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,
Commission Courtroom, San Francisco
(also June 2 - 3)
- 6/1/04**
9:30 a.m.
ALJ Long
Comr Wood
A.02-12-027 (EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
A.02-12-028 - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and
I.03-03-016 - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,
Commission Courtroom, San Francisco
(also June 2 - 4 and June 7 - 11)
- 6/7/04**
10:00 a.m.
ALJ TerKeurst
Comr Lynch
I.00-11-001 (EH) - Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply,
Commission Courtroom, San Francisco
(also June 8 - 11 and June 14 - 18)
- 6/7/04**
10:00 a.m.
ALJ O'Donnell
Comr Brown
R.03-03-017 (EH) - Order Instituting Rulemaking on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
I.03-03-018 - Order Instituting Investigation on the Commission's own Motion to re-examine the underlying issues involved in the submetering discount for mobile home parks and to stay D.01-08-040, and
C.00-01-017 - Robert Hambly, for Himself and, On Behalf of the Residents of Los Robles Mobilehome Park, Complainant, vs. Hillsboro Properties, a California Limited Partnership, and the City of Novato, Defendants,
Commission Courtroom, San Francisco
(also June 8 - 11 at 9:30 a.m.)
- 6/8/04**
10:00 a.m.
ALJ Galvin
Comr Peevey
A.03-12-010 (EH) - Application of San Diego Gas & Electric Company (U 902 E) for a Finding of Prudence Regarding its Power Procurement Activities, and for Approval of Expenses Recorded to the Electric Resource Recovery Account,
Commission Courtroom, San Francisco
(also June 9 at 9:00 a.m.)
- 6/14/04**
9:30 a.m.
ALJ Duda
Comr Peevey
R.93-04-003 (Verizon UNE Phase) (EH) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and
I.93-04-002 - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks,
Commission Courtroom, San Francisco
(also June 15 - 18)

6/14/04
10:00 a.m.
ALJ Brown
Comr Lynch
A.02-05-046 (EH) - In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station,
Commission Courtroom, San Francisco
(also June 15 – 18; June 21 – 25; and June 28 – 30)

6/16/04
10:00 a.m. -
12:00 p.m.
ALJ Thorson
Comr Brown
C.03-09-001 (PHC) - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant, and
A.03-12-024 - In the Matter of the Application of The Casmite Corporation for a Certificate of Public Convenience and Necessity to Operate a Public Utility System Near Casmalia in the County of Santa Barbara and to Establish Rates for Service,
Commission Courtroom, San Francisco

6/21/04
9:00 a.m. -
3:00 p.m.
ALJ Thorson
Comr Brown
C.03-09-001 (EH) - Casmalia Community Services District, Complainant, vs. Unocal Corporation, also known as Casmite Water System, Defendant, and
A.03-12-024 - In the Matter of the Application of The Casmite Corporation for a Certificate of Public Convenience and Necessity to Operate a Public Utility System Near Casmalia in the County of Santa Barbara and to Establish Rates for Service,
Commission Courtroom, San Francisco
(also June 22 – 25)

6/28/04
10:00 a.m.
ALJ TerKeurst
Comr Lynch
I.02-11-040 (EH) (Phase I. B) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and
I.03-02-033 - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities,
Commission Courtroom, San Francisco
(also June 29 – July 2 and July 6 – 9)

7/19/04
9:30 a.m.
ALJ Mattson
Comr Wood
A.00-07-013 (EH) - Application of Pacific Gas and Electric Company for Review and Recovery of Costs Recorded in the Electric Restructuring Costs Account (ERCA) for 1999 and Forecast for 2000 and 2001. (U 39 E),
Commission Courtroom, San Francisco
(also July 20 – 23)

8/2/04
10:00 a.m.
ALJ O'Donnell
Comr Brown
A.04-01-009 (EH) – Application of Pacific Gas and Electric Company (U 39 E) for authority to increase revenue requirements to recover the costs to replace steam generators in Units 1 and 2 of the Diablo Canyon Power Plant,
Commission Courtroom, San Francisco
(also August 3 – 6 and August 9 – 13 at 9:30 a.m.)

10/19/04
10:00 a.m.
ALJ Galvin
Comr Kennedy
A.03-12-008 (EH) - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds,
Commission Courtroom, San Francisco
(also October 20)

NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex

parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

NONE

NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

3/12/04	R01-10-024	Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development.
---------	------------	--

Summary: On March 12, 2004, Noel A. Obiora, attorney for the Office of Ratepayer Advocates (ORA), met with Cmmr. Brown in San Francisco. Also present were David Gamson, advisor to Cmmr. Brown, and Jan Reid and Robert Kinosian, Analysts for the ORA. Written material (attached to the notice) was used. ORA representatives explained that an increase in San Diego Gas & Electric Company's (SDG&E) return on equity for generation should be determined in the cost of capital proceeding. ORA further stated that Calpine's Otay Mesa PPA is not needed, not urgent and will not serve any of the needs SDG&E claimed in this proceeding. ORA also noted that between Calpine's Otay Mesa plant and Sempra Energy Resources Palomar plant, the latter was the better project for the region, but the concerns stated by The Utility Reform Network and the Utility Consumers Action Network about the Palomar plant were valid.

Filer: Office of Ratepayer Advocates - Obiora

Contact: Rosario Espino

Phone: (415) 703-1858

email: mre@cpuc.ca.gov

3/15/04	A02-07-021	Southern California Water Company, for an Order pursuant to Public Utilities Code Section 851 approving a Settlement Agreement that will convey water rights in the Culver City Customer Service Area.
---------	------------	--

Summary: On March 12, 2004, James Scarff, counsel for the Office of Ratepayer Advocates (ORA), met with Darwin Farrar, advisor to Cmmr. Lynch, in San Francisco. Scarff stated that the proposed decision (PD) errs in concluding that all the funds the company was receiving from the City of Santa Monica (City) qualified under Public Utilities Code Section 790 for reinvestment in new plant. Scarff noted that the Assignment Payment associated with the Charnock Wellfield did not qualify under Section 790 because the assets in question were not sold. Scarff stated that even if the Commission found that some or all of the proceeds of the settlement with the City could be reinvested pursuant to Section 790, the question remained as to how this reinvestment would be treated for ratemaking purposes. Scarff stated that ORA's position is that the Commission should treat any reinvestment in rate base using funds from the settlement as Contributions in Aid of Construction for ratemaking purposes. Scarff stated that ORA supported the part of the PD that requires Southern California Water Company to book the \$4.2 million the Company received from the Potentially Responsible Parties for the additional costs of purchased water into the

purchased water balancing account.

Filer: Office of Ratepayer Advocates - Scarff

Contact: Rosario Espino

Phone: (415) 703-1858

email: mre@cpuc.ca.gov

3/16/04	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.
	A02-02-031	Telephone Connection Local Services, LLC (U5522-C), for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A02-02-032	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A02-02-034	Pacific Bell Telephone Company (U 1001 C), for the Commission to Re-Examine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs pursuant to D99-11-050.
	A02-03-002	XO California, Inc. (U 5553 C), for the Commission to Re-Examine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops provided by Pacific Bell Telephone Company, as and for the Commission's Second Triennial Review of Recurring Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.

Summary: On March 11, 2004, Cynthia G. Marshall, Senior Vice President – Regulatory and Constituency Affairs, Pacific Bell Telephone Company dba SBC California (SBC), met with Cmmr Kennedy in San Francisco. Also present were Timothy Sullivan, advisor to Cmmr. Kennedy, and Eric Batongbacal, Executive Director, James B. Young, General Attorney and Assistant General Counsel, and David Discher, General Attorney, for SBC. Written materials (attached to the notice) were used. SBC representatives discussed the potential harmful effects of below-cost wholesale UNE-P pricing policies in the market generally and in regard to SBC as well. SBC representatives pointed out the need to reevaluate the UNE-P rates in the context of recent actions in other states. SBC representatives argued that the Commission should only approve a cost model that is TELRIC-compliant and based on a realistic assessment of the labor, capital and telecommunications markets as they are evolving.

Filer: SBC California

Contact: Thomas Selhorst

Phone: (415) 542-7715

email: thomas.selhorst@sbc.com

3/16/04	A02-11-007	Southern California Water Company (U 133-W), for an order authorizing it to increase rates for water service by \$19,826,100 or 29.72% in the year 2003; by \$6,327,800 or 7.31% in the year 2004; and by \$6,326,200 or 6.81% in the year 2005 in its Region III Service Area and increased rates for the General Office Allocation in all of its Customer Service Areas in this Application including: Arden-Cordova, Bay Point, Clearlake, Los Osos, Ojai,
---------	------------	---

Santa Maria, Simi Valley and Metropolitan.

Summary: On March 11, 2004, Hallie Yacknin, Assistant General Counsel of the Office of Ratepayer Advocates (ORA), met with Cmmr. Brown in all-party meeting in San Francisco. Also present were Belinda Gatti, advisor to Cmmr. Brown, Greg Heiden, Staff Counsel, Mohsen Kazemzadeh and Sung Han, of the ORA's Water Branch, for the ORA, and other attendees listed on the attachment to the notice. ORA explained that the water rights lease to the City of Folsom required Section 851 approval, and that the revenues from the lease should be allocated to ratepayers. ORA stated that the Peerless Water Company, a regulated water company, leases a portion of its water rights and revenues from the lease are allocated to the ratepayers. ORA stated further that Southern California Water Company (SCWC) knew in 1979 that the groundwater that SCWC was pumping from was polluted and should have known that the 5,000 AFA of water leased to the City of Folsom would be useful in the future because of groundwater contamination. ORA stated that as a result of SCWC's decision to lease the water rights, SCWC now is leasing 10,000 AFA of rights from the same American River water and Arden Cordova District ratepayers are now paying for that water.

Filer: Office of Ratepayer Advocates - Heiden

Contact: Rosario Espino

Phone: (415) 703-1858

email: mre@cpuc.ca.gov

Summary: On March 11, 2004, Floyd E. Wicks of California Water Company (SCWC) met with Cmmr. Brown in an all-party meeting in San Francisco. Also present were Belinda Gatti, advisor to Cmmr. Brown, Hallie Yacknin, Greg Heiden, Sun Han and Moshen Kazemzedeh for the Office of Ratepayer Advocates, and Joel A. Dickson, Susan Conway, Scott Slater and Patricia Schmiede, for SCWC. SCWC representatives addressed the Folsom water rights issue and the alternate of Cmmr. Lynch. SCWC representatives expressed its view that the alternate's financial penalty would be devastating to SCWC. SCWC discussed water rights law in California as it pertains to the surface water rights at issue. SCWC further discussed the facts that support a finding that SCWC did not violate Section 851.

Filer: Southern California Water Company

Contact: Patricia A. Schmiede

Phone: (415) 984-8715
